

1 ILLOVSKY & CALIA LLP
2 Matthew Dirkes (State Bar No. 255215)
3 matt@illovskycalia.com
4 1611 Telegraph Ave., Ste. 806
Oakland, CA 94612
Telephone: (415) 500-6640

5 Attorney for Defendant
6 Jamie Richardson

7
8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **OAKLAND DIVISION**

11
12 UNITED STATES OF AMERICA,
13 Plaintiff,
14 v.
15 JAMIE RICHARDSON,
16 Defendant.

Case No. 23-cr-0240-HSG

**MOTION TO CONTINUE
SURRENDER DATE 30 DAYS AND
ORDER (as modified)**

17
18
19
20
21
22
23
24
25
26
27
28
**MOTION TO CONTINUE
SURRENDER DATE
Case No.: 23-cr-0240-HSG**

1 Jamie Richardson respectfully requests that his surrender date be continued 30 days because
2 of an apparent delay in the designation process.

3 At the sentencing hearing on April 4, 2024, the Court allowed Mr. Richardson to self-
4 surrender by May 3, 2024. Undersigned counsel understood that this surrender date was intended to
5 both maximize the possibility that the Bureau of Prisons would designate Mr. Richardson before May
6 3, thereby allowing him to surrender directly to a BOP facility, and also minimize the amount of time
7 Mr. Richardson would need to spend in Santa Rita County Jail if he is not designated by then.

8 From communications with Western Regional Counsel for BOP, the United States Marshals
9 Service (USMS), and the U.S. Probation Office, undersigned counsel understands that the
10 designation process occurs as follows: the Probation Office prepares a pre-designation packet, which
11 includes the judgment and commitment order; that pre-designation packet is then transmitted to the
12 USMS, which then uploads the packet into a database where it is transmitted to and accessed by
13 BOP. According to Western Regional Counsel for BOP, the designation process at the BOP level
14 once BOP receives the packet from the USMS typically takes between one and six weeks.

15 Undersigned counsel communicated by email with Mr. Richardson's Probation Officer, who,
16 on April 18, said that the judgment had been submitted to USMS "weeks ago." But the judgment
17 was only filed on April 14 and, more importantly, as of April 23, 2024, the day before this filing,
18 USMS confirmed in an email to undersigned counsel that it still had not received the pre-designation
19 packet from the Probation Office, even though the sentencing hearing occurred two and a half weeks
20 ago and the judgment was filed one week ago.

21 Given what appears to be a delay in the initiation of the designation process, Mr. Richardson
22 respectfully requests that his surrender date be continued 30 days. Undersigned counsel has
23 communicated with counsel for the government regarding this request and the government opposes it.

24
25 Dated: April 23, 2024

/s/Matthew Dirkes

Matthew Dirkes


26
27 Attorney for Defendant
Jamie Richardson

ORDER

Having reviewed the foregoing motion and good cause having been shown, it is hereby ORDERED that Mr. Richardson's surrender date is continued for 2 weeks, from May 3, 2024 to May 17, 2024.

IT IS SO ORDERED.

Date: 4/29/2024


HAYWOOD S. GILLIAM, JR.
United States District Judge